

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of

Inventors:	Akihiko NISHIO	Art Unit: 2617
Application No.:	10/567,551	Conf. No.: 9256
Filed:	February 8, 2006	
For:	RADIO COMMUNICATION APPARATUS AND PILOT SYMBOL TRANSMISSION METHOD	

INFORMATION DISCLOSURE STATEMENT

Assistant Commissioner of Patents
Washington, DC 20231

Dear Sir:

Pursuant to Rules 56 and 99, Applicants hereby call the attention of the Patent Office to the documents listed on the attached Form PTO 1449. Attached is an Office Action dated August 11, 2009 for a corresponding Japanese patent application.

The cited art is listed in the attached PTO-1449 for an indication of consideration by the examiner. Cited References WO 02/065685, JP 09-298491, JP 10-084313, and JP 2003-060609 were submitted in an Information Disclosure Statement filed on February 8, 2006 and thus are not listed on the PTO-1449. Copies of any references listed on the PTO-1449, besides U.S. patent documents, are submitted herewith.

Applicants present this art so that the Patent Office may, in the first instance, determine any relevancy thereof to the presently claimed invention, see Beckman Instruments, Inc. v. Chemtronics, Inc., 439 F.2d 1369, 1380, 165 USPQ 355, 364 (5th Cir. 1970). Also see Patent Office Rules 104 and 106. Applicants respectfully request that this art be expressly considered during the prosecution of this application and made of record herein and appear among the "References Cited" on any patent to issue herefrom.

If any fee is due it may be charged to Deposit Account No. 04-1061.

Respectfully submitted,

/James Edward Ledbetter/

Date: October 22, 2009

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JEL/vrw

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